

# Exhibit 43

Robert Klugman – January 28, 2021

Page 1

1                   UNITED STATES DISTRICT COURT  
2                   SOUTHERN DISTRICT OF NEW YORK  
3                   CASE NO. 18-MD-2865 (LAK)

4                 IN RE: )  
5                 )  
6                 CUSTOMS AND TAX ADMINISTRATION OF )  
7                 THE KINGDOM OF DENMARK )  
8                 (SKATTEFORVALTNINGEN) TAX REFUND )  
9                 SCHEME LITIGATION )  
10                 ) )  
11                 This document relates to case nos. )  
12                 19-cv-01783; 19-cv-01788; 19-cv-01794; )  
13                 19-cv-01798; 19-cv-01918 )  
14                 ) )

15                 REMOTE VTC VIDEOTAPED DEPOSITION UNDER ORAL  
16                 EXAMINATION OF  
17                 ROBERT KLUGMAN

18                 DATE: January 28, 2021

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25                 REPORTED BY: MICHAEL FRIEDMAN, CCR

Robert Klugman – January 28, 2021

Page 13

1 R O B E R T K L U G M A N ,  
2 called as a witness, having been first  
3 duly sworn according to law, testifies as follows:  
4  
5

6 EXAMINATION BY MR. MAGUIRE:

7 Q Good morning, Mr. Klugman?

8 A Good morning.

9 Q So I'm Bill Maguire and I represent  
10 the plaintiff who I'm going to call SKAT.  
11 And I will ask you questions today.

12 We need a clear record, so could I  
13 ask you, please, if there's any question that  
14 I ask you that you don't understand, please  
15 let me know and give me a chance to fix the  
16 question.

17 A Okay. Just one question before we  
18 start. Your audio is a little -- I don't  
19 know if I'm the only person to hear the  
20 audio.

21 It's a little fuzzy compared to the  
22 other two previous speakers.

23 Q I will move a little closer.

24 Is that a little better?

25 A A little better, yes.

Robert Klugman – January 28, 2021

Page 65

1 going forward.

2 Q So that was just after -- same  
3 month, but later in the month, as the first  
4 trades that were done in early August.

5 Was there any discussion about  
6 those trades?

7 A Not that I recall. It's certainly  
8 possible that that would have been covered.

9 Q And what do you recall about that,  
10 the discussion of trades going forward?

11 A I don't remember specifically. It  
12 was just, I think, we -- we may have  
13 confirmed that the profit split. But other  
14 than that, I don't really recall anything  
15 specifically.

16 Q And what was the profit split?

17 A That he was going to get 75 percent  
18 of the reclaims.

19 Q And then the remaining 25 percent  
20 would be split among the other participants?

21 A Yes.

22 Q Was there any discussion of the  
23 expectation of the return, what the hundred  
24 percent, what that would be?

25 A I don't recall that overall level